

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

OMARR L. BURNETT,

Plaintiff,

v.

DEPUTY FRAYNE, et al.,

Defendants.

No. C 09-04693 SBA (PR)

**ORDER GRANTING PLAINTIFF A  
THIRD EXTENSION OF TIME TO FILE  
OPPOSITION TO DEFENDANTS'  
MOTION TO DISMISS**

Plaintiff has filed a request for a third extension of time in which to file his opposition to Defendants' Motion to Dismiss. Having read and considered Plaintiff's request, and good cause appearing,

IT IS HEREBY ORDERED that Plaintiff's request for a third extension of time is GRANTED. The time in which Plaintiff may file his opposition to Defendants' Motion to Dismiss will be extended up to and including **December 30, 2010**.


If Defendants wish to file a reply brief, they shall do so no later than **fifteen (15) days** after the date Plaintiff's opposition is filed.

**No further extensions of time will be granted in this case absent exigent circumstances.**

This Order terminates Docket no. 35.

IT IS SO ORDERED.

DATED: 11/16/10

  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA

4 OMARR L. BURNETT,

5 Plaintiff,

6 v.

7 FRAYNE et al,

8 Defendant.  
9 \_\_\_\_\_/

Case Number: CV09-04693 SBA

**CERTIFICATE OF SERVICE**

10 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
11 Court, Northern District of California.

12 That on November 18, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said  
13 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
14 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle  
15 located in the Clerk's office.

16 O'Marr L. Burnett F-26842  
17 Salinas Valley State Prison  
18 P.O. Box 1050  
19 Soledad, CA 93960-1050

20 Dated: November 18, 2010

Richard W. Wieking, Clerk  
By: LISA R CLARK, Deputy Clerk